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PART IV-B

**Rules and Orders (Other than those published in Parts I, I-A, and I-L) made
by the Government of Gujarat under the Gujarat Acts**

ENERGY & PETROCHEMICALS DEPARTMENT

NOTIFICATION

Sachivalaya, Gandhinagar, 6th July, 2022

GUJARAT AERIAL ROPEWAYS ACT, 1955.

No. GHE-(36)-2022-ARA-12-2007-2192-K: M/s. MARS ENTERTAINMENT (P) LTD., A-9, Sai Darshan Colony, Tartoli Road, Abu Road – 307026 (hereafter referred to as “The Promoter”) has made preliminary investigation and thereafter has applied to the State Government under section 9 of the Gujarat Aerial Ropeway Act, 1955 (herein after referred to as the “Said Act”) to authorise for constructing an Aerial Ropeway at Shri Chamunda Mata Temple Hill, Village Nani Paliyad, Tal. Chotila, Dist. Surendranagar for carriage of passengers.

AND WHEREAS, the previous publication of such authorization to be given for constructing the said ropeway was made vide Government Notification, Energy and Petrochemicals Department No. GU-2021-(26)-ARA-12-2007-2192-K dated the 05.04.2021 inviting the objections or suggestions from the public, till the expiry of a period of ninety days from the date of said previous publications.

AND WHEREAS, the objection or suggestion received from Shri Chamunda Mataji Dungar Trust vide their letter dated nil have been considered by the State Government.

NOW THEREFORE, in exercise of the powers conferred by sub-section 1 of section 10 of the Gujarat Aerial Ropeways Act, 1955, the Government of Gujarat hereby authorize M/s. MARS ENTERTAINMENT (P) LTD., A-9, Sai Darshan Colony, Tartoli Road, Abu Road – 307026 to construct an Aerial Ropeway at Shri Chamunda Mata Temple Hill, Village Nani Paliyad, Tal. Chotila, Dist. Surendranagar for carriage of passengers subject to the following restrictions and conditions:

- (1) The capital required for the construction of the ropeways shall be raised before 31st December, 2022.
- (2) The construction of the ropeway shall be commenced before 1st January, 2023.
- (3) The construction of the ropeway shall be completed before 31st December, 2023.
- (4) The facilities and concessions available to the promoter under section 15, 16 and 17 of the said Act shall be given after following the procedure prescribed under the said Act or the Rules made there under.
- (5) The State Government or the concerned Local authorities shall have the power to purchase the Ropeway as prescribed under Section 24 of the said Act.

- (6) The structural design, quality of materials, factor of safety, method of computing stresses and other technical parameters shall conform to the requirement of relevant Standards of Bureau of Indian Standards and Codes and necessary test certificates in this regard shall be produced wherever called for.
- (7) The necessary permission from the concerned authorities of the Central Government or the Ropeway administration shall be obtained in respect of the crossing of National Highway or Railway.
- (8) The promoter may, if he wishes, sell the ropeways or the ropeway shall be taken over by the State Government or a local authority or any other person at the price acceptable to the State Government or a local authority or any such person.
- (9) The electrical and Mechanical devices required would be as under:
- (a) Adequate power supply from the Pashchim Gujarat Vij Co., Ltd.,
 - (b) Standby Diesel Generator Set of adequate capacity.
 - (c) Motor 100 HP, VVVF Drive
 - (d) Emergency A.C. Motor 30 HP
 - (e) Rescue Engine 40 HP
 - (f) Transformer of 11 KV/440V-1000 kVA.

Use for aforesaid motive power shall be subject to the following conditions:

- (1) Standby diesel Generator Set shall be used only during non- availability of Power from the Pashchim Gujarat Vij Co. Ltd.,
 - (2) Emergency A/c Motor shall be kept in up-to-date condition during the hours when the ropeway is in operation.
- (10) The Minimum Headway of 4 meters shall be maintained under different parts of the rope.
- (11) The amount of security as fixed by the Government shall be deposited by the promoter before the final order is issued.
- (12) The traffic on the ropeway shall be managed in the following manner.
- 1. The no. of passengers to be carried on each carriage shall not exceed eight
 - 2. The promoter shall not refuse to carry the passengers when the ropeway is in operation.
 - 3. The promoter may refuse to carry the passenger who is
 - (a) III.
 - (b) Carrying explosives, arms or highly inflammable materials, luggage.
 - (c) Below the age of twelve years and not accompanied by any adult person.
 - (d) Mentally disabled.
 - (e) Under drunken stage or carrying alcohol or drugs.
- (13) Maximum and Minimum rates for passenger for two-way journey shall be Rs 130/- and Rs. 100/- respectively. The rates once fixed shall not be enhanced for a period of two years and prior sanction of the State Government shall be obtained if the increases in rates are more than 25% of the existing rates.
- (14) The promoter shall erect the ropeway with the following conditions:
- (a) The said aerial ropeway shall be constructed with proper and safe workmanship in accordance with the detailed plans and specifications previously approved by the Government within the time limit specified.
 - (b) The supporting pylons of the said aerial ropeway shall be erected only in such places as approved in the plan.
 - (c) While exercising the liberty and power hereby granted, the promoter shall do as little damage as possible to the said lands or the timber or other trees under wood, crop or vegetation, roads, buildings, gates and fences thereon and shall make good any damage to roads and buildings and will hand over to the Government all precious metals, materials, items or articles, from the land expressed to be generated in the course of an installation of aerial ropeway or otherwise.

- (d) To ensure that the environment, culture, landscapes flora and fauna and any other local feature of the place is not disturbed and is maintained.
- (e) Upon commencement of operations of the aerial ropeway, the promoter shall clear away all surplus materials, plant, temporary buildings and other equipment and shall remove all rubbish and leave the site in good order to the satisfaction of the Government.
- (f) To keep the said ropeway and other works and erection made or erected on the said land, in pursuance of the rights and liberties hereby granted, in good condition at all times through corrective and preventive maintenance.
- (g) To provide safe, efficient and properly coordinated aerial ropeway service for carriage of passengers between two stations.
- (h) At all times to keep harmless and indemnified the Government from and against all action proceedings, claims, and demands in respect of any personal injury to or the death of any person whomsoever or any injury to or damage whatsoever to any property moveable or immovable, arising out of or in the course of or by reasons of the construction, ongoing use, conditions or existence of the said aerial ropeway and from and against all costs, charges and expenses incidental to any such actions, proceedings, claims and demands.
- (i) To effect and maintain a policy of insurance in the name of the promoter against any loss liability, claim or proceedings incurred by or means or brought against the Government and promoter or either of them in respect of any personal injury or death of any person whomsoever or any injury or damage whatsoever arising out of or in the course of or by reason of the construction, working use, condition or existence of the said ropeway and to produce the policy and the receipt for the current premium thereon to the Government or the person authorized by the Government upon demand.
- (j) To effect and maintain in its own name a policy of Insurance against loss or damage by fire in respect of or of all combustible materials, and the contents thereof on the stations or on the installations.
- (k) To make adequate arrangement of catering hotels, restaurant, rest room and other amenity or facility for the benefits of passengers subject to first option of the Government to run cafeteria, snack-bar stalls and amusement center for entertainment of passengers. The Government will have first option to cater to the aforesaid requirement in order to ensure that the minimum standards are maintained.
- (l) Train Officers and other staff employed by the promoter in the matter connected with the aerial ropeway transport, so that in a situation of emergency, the promoter can maintain and operate the aerial ropeways.
- (m) To comply with all obligations imposed under or by virtue of any Act or Acts of Parliament and/or State Legislature or by any Rules, Regulations or Bye Laws for the time being in force and do and execute or cause to be done or executed all such works, acts, deeds matters and things as under or by virtue of any such act or acts are or shall be properly directed or necessary to be done or executed in respect of the said land or which it shall use or occupy under the liberty in that behalf herein before granted and at all times to keep the Government indemnified against all claims demand and liability in respect thereof.
- (n) To construct at its own cost all approach roads to a landing from ropeway stations and maintain the said roads in good conditions.
- (o) To make available to the traffic suitable plots of land for parking of cars and buses in the vicinity of the station of the said aerial ropeway and construct at its own cost suitable approach road for access to the parking places and maintain such roads in good condition.
- (p) Necessary action shall have to be taken for strengthening and maintaining stability of Chotila Hill, during construction and after completion of construction of ropeway.

By order and in the name of the Governor of Gujarat,

DIPESH RAJ,
Under Secretary to Government.

